

# United States Court of Appeals for the Fifth Circuit

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No. 24-60452

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United States Court of Appeals  
Fifth Circuit

**FILED**

April 7, 2025

Lyle W. Cayce  
Clerk

*Plaintiff—Appellee,*

PHI THETA KAPPA HONOR SOCIETY,

LYNN TINCHER-LADNER,

*Defendant/Third Party Defendant—Appellee,*

*versus*

HONORSOCIETY.ORG., INCORPORATED; HONOR SOCIETY  
FOUNDATION, INCORPORATED,

*Defendants—Appellants.*

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Appeal from the United States District Court  
for the Southern District of Mississippi  
USDC No. 3:22-CV-208

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Before ELROD, *Chief Judge*, DAVIS, and RAMIREZ, *Circuit Judges*.

## J U D G M E N T

This cause was considered on the record on appeal and was argued by counsel.

IT IS ORDERED and ADJUDGED that the judgment of the District Court is VACATED, and the cause is REMANDED to the

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District Court for further proceedings in accordance with the opinion of this Court.

IT IS FURTHER ORDERED that Each party bear its own costs on appeal to be taxed by the Clerk of this Court.

The judgment or mandate of this court shall issue 7 days after the time to file a petition for rehearing expires, or 7 days after entry of an order denying a timely petition for panel rehearing, petition for rehearing en banc, or motion for stay of mandate, whichever is later. See Fed. R. App. P. 41(b). The court may shorten or extend the time by order. See 5th Cir. R. 41 I.O.P.



Certified as a true copy and issued  
as the mandate on Apr 29, 2025

Attest:

*Jyle W. Cayce*

Clerk, U.S. Court of Appeals, Fifth Circuit